

S/N 10/801443

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: TYAGI et al. Examiner: Unknown  
Serial No.: 10/801443 Group Art Unit: Unknown  
Filed: March 15, 2004 Docket No.: 11336.0020US01  
Title: IMPROVED PROCESS FOR PREPARATION OF 7-[a-AMINO (4-HYDROXYPHENYL) ACETAMIDO]-3-SUBSTITUTED-3-CEPHEM-4-CARBOXYLIC ACID

**CERTIFICATE UNDER 37 CFR 1.8:**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to: Commissioner for Patents, Mail Stop Missing Parts, P.O. Box 1450, Alexandria, VA 22313-1450 on June 18, 2004.

By: *A Ewald*  
Name: A Ewald

INFORMATION DISCLOSURE STATEMENT (37 C.F.R. § 1.97(b))

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

With regard to the above-identified application, the items of information listed on the enclosed Form 1449 are brought to the attention of the Examiner.

This statement should be considered because it is submitted before the mailing date of a first Office Action on-the-merits. Accordingly, no fee is due for consideration of the items listed on the enclosed Form 1449.

In accordance with 37 C.F.R. §1.98(a)(2), a copy of each non-U.S. Patent document or other information listed on the enclosed Form 1449 is provided.

No representation is made that a reference is "prior art" within the meaning of 35 U.S.C. §§ 102 and 103 and Applicants reserve the right, pursuant to 37 C.F.R. § 1.131 or otherwise, to establish that the reference(s) are not "prior art." Moreover, Applicants do not represent that a reference has been thoroughly reviewed or that any relevance of any portion of a reference is intended.

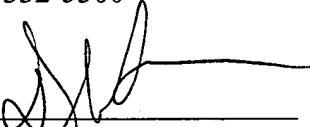
Consideration of the items listed is respectfully requested. Pursuant to the provisions of M.P.E.P. 609, it is requested that the Examiner return a copy of the attached Form 1449, marked as being considered and initialed by the Examiner, to the undersigned with the next official communication.

Please charge any additional fees or credit any overpayment to Deposit Account No. 13-2725.

Respectfully submitted,

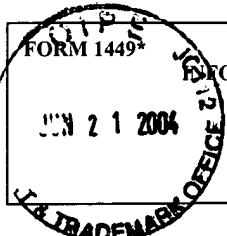
MERCHANT & GOULD P.C.  
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Dated: June 18, 2004

By   
Douglas P. Mueller  
Reg. No. 30,300

DPM/ame



 <b>FORM 1449*</b> <b>INFORMATION DISCLOSURE STATEMENT</b> <b>JUN 21 2004</b> <b>IN AN APPLICATION</b> <b>(Use several sheets if necessary)</b>		Docket Number: 11336.0020US01	Application Number: 10/801443
		Applicant: TYAGI et al.	
		Filing Date: March 15, 2004	Group Art Unit: Unknown

<b>U.S. PATENT DOCUMENTS</b>						
EXAMINER INITIAL	DOCUMENT NO.	DATE	NAME	CLASS	SUBCLASS	FILING DATE IF APPROPRIATE
	4,520,022	May 1985	Hoshi et al.			
	3,970,651	July 1976	Kaplan et al.			
	3,985,747	Oct. 1976	Kaplan et al.			
	3,985,741	Oct. 1976	Crast, Jr. et al.			
	4,218,474	Aug. 1980	Barnish et al.			
	3,654,266	Apr. 1972	Robinson et al.			
	3,575,970	Apr. 1971	Weissenburger et al.			
	3,499,909	Mar. 1970	Weissenburger et al.			
	3,595,855	July 1971	Robinson et al.			
	3,249,622	May 1966	Herring et al.			
	4,699,979	Oct. 1987	Hoshi et al.			
	4,694,079	Sep. 1987	Crast, Jr.			
<b>FOREIGN PATENT DOCUMENTS</b>						
	DOCUMENT NO.	DATE	COUNTRY	CLASS	SUBCLASS	TRANSLATION
						YES
	1 532 682	Nov. 1978	Great Britain			
	98/04732	Feb. 1998	WIPO			
	03/011871	Feb. 2003	WIPO			
	1 339 605	Dec. 1973	Great Britain			
	959,853	Mar. 1964	Great Britain			
	1,008,468	Oct. 1965	Great Britain			
<b>OTHER DOCUMENTS (Including Author, Title, Date, Pertinent Pages, Etc.)</b>						

<b>23552</b>
PATENT TRADEMARK OFFICE

EXAMINER	DATE CONSIDERED
EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; draw line through citation if not in conformance and not considered. Include copy of this form for next communication to the Applicant.	